

Danner, Ward

From: Jennifer deNicola <jen@malibuunites.com>
Sent: Tuesday, September 30, 2014 1:11 AM
To: Armann, Steve
Cc: Huetteman, Tom
Subject: Re: SMMUSD: Supplemental Information for MHS

Dear Steve:

Again, thank you for your quick reply. Please explain why you think that the district is agreeing to remove "caulk that was tested by independent parties"?

In addition, Do you know what the district means by "agreeing to remove any caulk with known and verified PCBs greater than 50 ppm" What does "verified" mean?

Thank you,

Jennifer deNicola
Malibu Unites, President
www.MalibuUnites.com
jen@malibuunites.com
310-848-5400

Sign the petition to rid schools of PCBs and other Toxicants goo.gl/sKR30F

On Sep 29, 2014, at 11:33 AM, Armann, Steve <Armann.Steve@epa.gov> wrote:

Jennifer, it is my understanding that in the Supplement, the District is agreeing to remove any caulk with known and verified PCBs greater than 50 ppm, including caulk that was tested by independent parties.

Steven S. Armann, Manager
Corrective Action Office (LND-4-1)
USEPA Region 9
75 Hawthorne Street
San Francisco, CA 94105
Phone: 415-972-3352
Fax: 415-947-3533
Email: armann.steve@epa.gov

From: Jennifer deNicola [<mailto:jen@malibuunites.com>]
Sent: Monday, September 29, 2014 11:02 AM
To: Armann, Steve
Cc: Huetteman, Tom
Subject: Re: SMMUSD: Supplemental Information for MHS

Steve,

Thank you for sending this.

As I read it at first glance, it seems to confirm levels of PCBs in the woodshop room 506 in concurrence with the independent tests that were sent to the EPA in July 2014.

Has the EPA itself or requested of the district to also test Juan Cabrillo room 19 window caulk and the PE office window caulk? These two rooms need to be either confirmed by the EPA or accepted as PCB TSCA violations and have a removal plan.

In addition, there were new independent tests released to the LA District Attorney's office last week that show 4 of 5 rooms tested that have levels of PCBs that exceed 50ppm. When will you be confirming/accepting these results to ensure that they too have a removal plan?

Our team will be preparing a full comment on the Supplemental Removal Information.... and we will send it to you soon. Our position remains the same, if one room of a building has PCBs over 50ppm, and the room next door has not been tested but the caulking is the same color and kind, it should be tested or assumed to contain the same PCBs levels and be removed in accordance with Federal Law. Ignoring adjoining rooms located in the same building because the district and the EPA have chosen not to test the caulking does not mean it does NOT violate of the law, it just means that the EPA and district are circumventing the law by not testing the caulking. Every teacher and student in every classroom in buildings that have been tested either independently or by the district to have violated TSCA in caulking, has a right to know if they are being educated/teaching in a room that has toxic PCBs that could pose a risk to their health. We both know that dusting (BMP) will not guarantee removal that risk, as the nature of PCBs escaping/off-gassing into the environment cannot be controlled if left in place. In addition, BMP as recommended but not required by the EPA is not being implemented properly at MHS or JC and therefore cannot be effective in any small way to help. It is irresponsible of the EPA and the district to so blatantly ignore a proper investigation to determine the nature and extent of the PCB contaminated materials in the buildings and comply with Federal law.

Thank you,

Jennifer deNicola

Jennifer deNicola

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On Sep 29, 2014, at 6:33 AM, Armann, Steve <Armann.Steve@epa.gov> wrote:

Jennifer, please see that attached "supplement" to the July 2014 cleanup plan that was sent to me on Friday. If you have any questions please call. Thanks.

Steven S. Armann, Manager

Corrective Action Office (LND-4-1)

USEPA Region 9

75 Hawthorne Street

San Francisco, CA 94105

Phone: 415-972-3352

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Email: armann.steve@epa.gov

From: Doug Daugherty [<mailto:ddaugherty@Environcorp.com>]

Sent: Friday, September 26, 2014 1:53 PM

To: Armann, Steve

Cc: Santos, Carmen; Huetteman, Tom; Maez, Jan (jmaez@smmusd.org); Lyon, Sandra <slyon@smmusd.org> (slyon@smmusd.org); Wahrenbrock, Sarah; Eric Wood

Subject: SMMUSD: Supplemental Information for MHS

Steve,

Please find attached the supplemental information for MHS that we have discussed. Let us know if you have any questions.

Have a nice weekend.

Doug

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